

REMARKS

Claims 1-14 and 16-28 are pending in the application. Claims 20 and 27 are allowed. Applicant has cancelled without prejudice Claims 1-13 and 16-19, which have been withdrawn from further consideration as being drawn to a non-elected invention. Applicant has also cancelled claims 14, 21-26 and 28 without prejudice. Applicant reserves the right to pursue these claims in this or a separate application(s). No new matter is added.

Applicant thanks Examiner Sims for the allowance of claims 20 and 27.

35 U.S.C. 112, first paragraph

Claims 14, 21-26 and 28 are rejected under 35 U.S.C. 112, first paragraph, the office action asserting that while the specification is enabled for an intracellularly binding immunoglobulin molecule comprising the amino acid sequence of SEQ ID NO:3 and a variable light chain wherein said immunoglobulin specifically binds BCR or BCR-ABL, it does not reasonably provide enablement for i) an intracellularly binding immunoglobulin molecule comprising a heavy chain which exhibits 95%, 96% , 97%, 98%, or 99% identity to SEQ ID NO:3, and a variable light chain , which doesn't specify to what it binds, or ii) an intracellularly binding immunoglobulin molecule comprising a variable heavy chain which exhibits 95%, 96%, 97%, 98%, 99% identity to SEQ ID NO:3 and a variable light chain which binds to BCR or BCR-ABL.

Applicant respectfully traverses. However, Applicant has cancelled without prejudice, the instant claims solely for the purpose of advancing prosecution, rendering their rejection moot.

Conclusion

Applicant respectfully submits that the instant claims are allowable as written and respectfully request favorable action by the Examiner. If the Examiner believes that a telephone conversation with Applicant's attorney/agent would expedite prosecution of this application, the Examiner is cordially invited to call the undersigned attorney/agent of record.

The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment to Deposit Account No. 04-1105.

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Respectfully submitted,

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